



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Bruce A. Rogers, et al.

Application No.: 10/764,237

Filed: January 23, 2004

For: ADJUSTABLE HAIR HOLDING  
DEVICE

Atty. Docket No.: ROG030.10005

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Group Art Unit: 3732

Examiner: R.A. Running

I, John F. Letchford, Registration No. 33,328, certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on February 22, 2008.

  
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John F. Letchford

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CONTINUED EXAMINATION PURSUANT TO 37 CFR § 1.114

In response to the Advisory Action dated January 29, 2008, Applicants respectfully request continued examination of the above-referenced application pursuant to 37 CFR § 1.114. The purpose of this Request is to formally introduce and have considered compelling declaration evidence in support of patentability that was previously submitted by paper dated December 18, 2007. The Advisory Action indicated that that

Application No.: 10/764,237

Request for Continued Examination Dated: February 22, 2007

Reply to FINAL Office Action Dated: October 29, 2007

evidence was denied entry "because applicant failed to provide good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented." For reasons set forth in their December 18, 2007 submission and reiterated below, Applicants respectfully but strenuously disagree.

Enclosed herewith is a Petition under 37 CFR §1.136(a) requesting a one (1) month extension of time to respond to the Official Action, thereby extending the period for response thereto up to and including February 29, 2008. Also enclosed is a check (no. 252714) in the amount of \$60.00 to cover the Petition fee (37 CFR §1.17(a)(1)).

Also enclosed herewith is a check (no. 252715) in the amount of \$405.00 to cover the fee for this Request for Continued Examination (37 CFR §1.17(e)).

' Application No.: 10/764,237

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**Listing of the Claims** begin on page 4 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.